

JUN 01 2006

PTO/SB/64 (10-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)
202-0206 FAM (FGT 1648 PA)

First named inventor: Gary Steven Strumolo

Application No.: 10/065,505

Art Unit: 3661

Filed: October 25, 2002

Examiner: Thu V. Nguyen

Title: SENSING STRATEGY FOR DAMAGE MITIGATION IN COMPATABILITY SITUATIONS

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (571) 272-3282.The above-identified application became abandoned for failure to file a timely and proper reply to a notice or
action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration
date of the period set for reply in the office notice or action plus an extensions of time actually obtained.**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☒ Other than small entity - fee \$ 1500.00 (37 CFR 1.17(m))**2. Reply and/or fee**A. The reply and/or fee to the above-noted Office action in
the form of Reply and Replacement Drawing Sheets (identify type of reply):

- ☐ has been filed previously on _____
- ☒ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ 1400.00

- ☒ has been paid previously on August 2, 2005
- ☐ is enclosed herewith.

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(Page 1 of 2)

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/64 (10-95)

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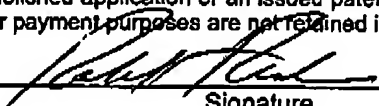
3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.



Signature

June 1, 2006

Date

Robert P. Renke

Typed or printed name

40,783

Registration Number, if applicable

28333 Telegraph Road, Suite 250

Address

248-223-9500

Telephone Number

Southfield, MI 48034

Address

Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☐ Additional sheets containing statements establishing unintentional delay☒ Other: Replacement Drawing Sheets**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

- ☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.
- ☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

June 1, 2006

Date



Signature

Angie Moscovitz

Typed or printed name of person signing certificate

**RECEIVED
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JUN 01 2006

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Gary Steven Strumolo

Serial No: 10/065,505

Group Art Unit: 3661

Filed: October 25, 2002

Examiner: Thu V. Nguyen

Title: SENSING STRATEGY FOR DAMAGE MITIGATION
IN COMPATIBILITY SITUATIONS

Attorney Docket No. 202-0206 (FGT 1648 PA)

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being transmitted by facsimile to (571) 273-8300 (Centralized Facsimile Number).

Signature

Date: June 1, 2006

Angie Moscowitz

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Mail Stop Petitions
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

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(10/065,505)

Sir:

Applicants petition that the abandonment set forth in the notice mailed by the Patent Office on April 6, 2006, be withdrawn.

STATEMENT

The undersigned attests that the Issue Fee due on September 30, 2005, was submitted on August 2, 2005 in a timely manner. A copy of the Issue Fee Transmittal and Auto-Reply Facsimile Transmittal are submitted herewith.

When the Issue Fee Transmittal was submitted, it was noted that the Patent Office should send any future correspondence to Customer No. 022844 in care of Frank A. MacKenzie, Ford Global Technologies, LLC, One Parklane Boulevard, 600 Parklane East, Dearborn, MI 48126. In doing so, this prevented the undersigned from receiving any future correspondence from the Patent Office. The Patent Office then sent a Notice Regarding Drawings mailed on November 14, 2005 to the new customer number 022844 address. It was unbeknownst to the undersigned that this Notice was sent.

Applicants state that that abandonment of the patent application was unintentional. Due to a change in the correspondence address, there then occurred a docketing error which the undersigned could not have known about. Upon discovery of this error, this Petition to Withdraw the Notice of Abandonment and submission of replacement were immediately filed. The entire delay in submitting the replacement drawings within the two-month time period from November 14, 2005 was unintentional.


PETITION AND PETITION FEE

Applicants' attorney hereby petitions the Office to withdraw the Notice of Abandonment for failure to respond to the Notice Regarding Drawings of November 14, 2005. As Applicants have submitted replacement drawings herewith in response to that Notice.

Applicants also authorize the Office to charge the petition fee of \$1500.00 required therefor under 37 C.F.R. 1.17(h) to Deposit Account 06-1510 or 06-1505. The Office is also authorized to charge any additional fees which may be required for this purpose or credit any overpayment to Deposit Account 06-1510 or 06-1505 in the name of Ford Global Technologies LLC.

Respectfully submitted,

Dated: June 1, 2006


Robert P. Renke
Attorney for Applicants
Reg. No. 40,783

Artz & Artz, P.C.
28333 Telegraph Road, Suite 250
Southfield, MI 48034
Phone: (248) 223-9500
Fax: (248) 223-9522